

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

NESTOR SANDOVAL-SANDOVAL,

Defendant.

CR 07-54-BLG-SPW

ORDER

Defendant Nestor Sandoval-Sandoval filed a Motion for Compassionate Release on December 22, 2022, in CR 05-04. In the caption for his motion, Defendant provided the case number CR 05-04. Defendant has completed his 60-month sentence in this case, and so his motion for compassionate release, as applied to CR 05-04, is moot.

However, Defendant is currently serving a 240-month sentence pursuant to the judgment in this case, CR 07-54. Defendant provided this case number on the exhibit associated with his motion, though the exhibit was filed in CR 05-04. A motion for compassionate release is appropriate in CR 07-54, since Defendant is still serving his 240-month sentence.

Accordingly, the Court instructed the Clerk to remove Defendant's motion from CR 05-04 and refile it in CR 07-54. The Court will issue a scheduling order for appointment of counsel and an amended motion in CR 07-54.

DATED this 11th day of January, 2023.



SUSAN P. WATTERS
United States District Judge